

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

CITY OF ALMATY, KAZAKHSTAN,
and BTA BANK JSC

Plaintiffs,

v.

MUKHTAR ABLYAZOV, ILYAS
KHRAPUNOV, VIKTOR KHRAPUNOV
and TRIADOU SPV S.A.,

Defendants.

No. 15-cv-05345 (AJN) (KHP)

DECLARATION OF MATTHEW L. SCHWARTZ

MATTHEW L. SCHWARTZ, pursuant to 28 U.S.C. § 1746, declares the following under penalty of perjury:

1. I am a Partner in the law firm of Boies Schiller Flexner (“BSF”), counsel for Plaintiffs BTA Bank and the City of Almaty, Kazakhstan (the “Kazakh Entities”) in the above-referenced action. I make this declaration in support of the Kazakh Entities’ objection the March 12, 2020 Opinion & Order of the Honorable Katharine H. Parker granting Defendant Triadou SPV S.A.’s motion for sanctions against Plaintiffs.
2. Attached hereto are true and correct copies of the following documents:
 - a. Exhibit 1 is a copy of the transcript of the September 19, 2019 deposition of Kairat Sadykov.
 - b. Exhibit 2 is a copy of the transcript of the September 19, 2019 deposition of Akhzhan Moldakhmet.

- c. Exhibit 3 is a copy of the transcript of the September 18, 2019 deposition of Zaure Junussova.
- d. Exhibit 4 is a copy of excerpts from the September 12, 2019 evidentiary hearing before Judge Parker.

Dated: New York, New York
March 26, 2020

Respectfully,

/s/ Matthew L. Schwartz
Matthew L. Schwartz